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UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

JAN 20 2000

PAT.&T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOSEPH B. PHIPPS

Appeal No. 2000-0176
Application No. 08/463,904¹

ORDER REMANDING TO EXAMINER

Pursuant to the Interview Summary mailed August 19, 1999 (Paper No. 29), "[i]t was agreed that the examiner raised a new issue in his examiner's answer of 6/21/99. The finality of that office action will be withdrawn so as to allow applicants to address the new issue. A new office action will be forthcoming." There is no indication in the record that this has occurred.

Accordingly, it is

ORDERED that the application be remanded to the examiner for preparation of the office action referred to in the

¹ Application for patent filed June 5, 1995.

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Interview Summary mailed August 19, 1999 (Paper No. 29), and for such further action as may be deemed appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

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